

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re:

Case No. 08-58255

PHILLIP KYLE WEDDLE, and
LAURIE L. WEDDLE,

Chapter 13

Judge Thomas J. Tucker

Debtors.

**ORDER DENYING, WITHOUT PREJUDICE,
DEBTOR'S ATTORNEY'S FEE
APPLICATION (DOCKET # 63)**

This case is before the Court on a fee application filed by counsel for the Debtor on December 10, 2009 (Docket # 63). On February 8, 2010, the Court entered an Order entitled "Order Requiring Debtor's Counsel to File and Serve a 21-day Notice" (Docket # 68). The Order provided, in relevant part:

IT IS ORDERED that counsel for debtor must file and serve, **no later than February 16, 2010**, a corrected notice of the fee application which states that parties in interest, who oppose the Court granting the fee application, must file with the Court a written response or answer **within 21 days** after service of the notice. If no objections are filed before the new deadline for objections has passed, the application may then file a new certificate of no response and submit a proposed order.

(bold emphasis in original).

On February 15, 2010, Debtor's attorney filed a document entitled "Corrected Notice of Application for Attorney Fees" (Docket # 70). On February 16, 2010, the Court entered a text order striking the corrected notice because the Debtor's attorney used the incorrect event code (Docket # 71). Since then, Debtor's attorney has filed nothing further in this case to try to correct the notice problem. As a result, to date, Debtor's attorney has not successfully complied with the Court's February 8, 2010 Order.

Accordingly,

IT IS ORDERED that the fee application (Docket # 63), is DENIED, without prejudice.

Signed on February 23, 2010

/s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge